



FEDERAL ELECTION COMMISSION

WASHINGTON, D.C. 20463

RQ-3

March 16, 2000

Donna M. Anderson, Treasurer  
National Republican Congressional  
Committee - Expenditures  
320 First Street  
Washington, DC 20003

Identification Number: C00075820

Reference: December Monthly Report (11/1/99-11/30/99)

Dear Ms. Anderson:

This letter is to inform you that as of March 15, 2000 the Commission has not received your response to our request for additional information, dated February 25, 2000. This notice requests information essential to full public disclosure of your federal election campaign finances. To ensure compliance with the provisions of the Federal Election Campaign Act (the Act), please respond to this request (copy enclosed).

If no response is received within fifteen (15) days from the date of this notice, the Commission may choose to initiate audit or legal enforcement action.

If you should have any questions regarding this matter, please contact Andrea Wilkens on our toll-free number (800) 424-9530 (at the prompt press 1, then press 2 to reach the Reports Analysis Division) or our local number (202) 694-1130.

Sincerely,

John D. Gibson  
Assistant Staff Director  
Reports Analysis Division

Enclosure



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

Donna M. Anderson, Treasurer  
National Republican Congressional  
Committee - Expenditures  
320 First Street  
Washington, DC 20003

FEB 25 2000

Identification Number: C00075820

Reference: December Monthly Report (11/1/99-11/30/99)

Dear Ms. Anderson:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

- Your calculations for Line 20, Column B appear to be incorrect. FEC calculations disclose this amount(s) to be \$28,681,869. Please provide the corrected total(s) on the Detailed Summary Page.
- Schedule D of your report has failed to include certain information. Commission Regulations require the full name and mailing address of each creditor, the outstanding balance at the beginning and end of the reporting period, the amount incurred during the period, the payment made during the period, and the nature or purpose of each debt. Additionally, all debts must be reported continuously until extinguished or settled. Please amend your report by providing the nature or purpose of each debt. 11 CFR §104.11
- On Schedule H2, you disclose the ratio for 313-325-419 to be the same as previously reported; however, your November Monthly Report disclosed a different ratio for this event. Please clarify the nature of this revision. 11 CFR §104.10(a)(1)
- The independent expenditure schedule (Schedule E) should disclose the following information: the name and mailing address of the payee, purpose of the expenditure, date of payment, amount of payment, the name and

office sought of the federal candidate supported or opposed, signature of the treasurer, and notarized certification of the information provided. Please amend Schedule E by providing the signature of the treasurer, notarized certification of the information provided and clarification of "Adjunct Staff". 11 CFR §104.3(b)(3)(vii)

-Schedule E discloses an independent expenditure(s) on behalf of a federal candidate(s) (pertinent portion(s) attached). Schedule F of your November Monthly Report and this report disclose coordinated expenditure(s) on behalf of the same candidate(s). Under 2 U.S.C. §431(17), an "independent expenditure" is defined as:

... an expenditure by a person expressly advocating the election or defeat of a clearly identified candidate which is made without cooperation or consultation with any candidate, or any authorized committee or agent of such candidate, and which is not made in concert with, or at the request or suggestion of, any candidate, or any authorized committee or agent of such candidate.

The coordination involved in making coordinated expenditures for a candidate may preclude your committee from making an independent expenditure in support of the same candidate. Under 11 CFR §109.1(c), any expenditure which does not qualify as an independent expenditure is considered an in-kind contribution. Please amend your report to disclose the aforementioned transactions as in-kind contributions (Schedule B supporting Line 23 of the Detailed Summary Page), or provide additional clarifying information concerning the independent expenditure(s) made in support of Elia Pirozzi.

If reclassification of the expenditure(s) as an in-kind contribution(s), results in an excessive contribution(s), the Commission recommends that you notify the recipient(s) and request a refund of the amount in excess. Please inform the Commission immediately in writing and provide a photocopy of your refund request(s) sent to the recipient(s). In addition, any refund should be disclosed on Schedule A supporting Line 16 of your next report.

-The event year-to-date totals for 313-323, 313-325-323 and administrative expenses are incorrect on Schedule H4. This appears to result from the omission of the corporate in-kind contribution amounts from the event year-to-date totals. The in-kind contributions should be included in the totals for the appropriate event(s) (see enclosed pages from the Campaign Guide for Political Party Committees). Please amend these reports and any subsequent reports to clarify the event year-to-date totals.

-Schedule B supporting Line 21(b) of your report (pertinent portion(s) attached) discloses "transfers from Fed Exp to TRUST Allocation Correction." Please clarify the circumstances surrounding this transfer and provide the date of the deposit.

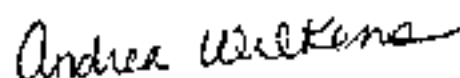
-Your report indicates that you have received corporate in-kind contributions during this reporting period; however, you have failed to properly disclose the original receipt and disbursement of these in-kinds by your non-federal account(s). Please refer to the following reporting requirements for National Committees:

In accordance with 11 CFR 104.8(e), a National Party Committee shall disclose in a memo Schedule A, information about each individual, committee, corporation, labor organization, or other entity that donates in excess of \$200 in a calendar year to the committee's non-federal account(s). Furthermore, in accordance with 11 CFR 104.9(c), a National Party Committee shall report in a memo Schedule B the full name and mailing address of each person to whom a disbursement in an aggregate amount or value in excess of \$200 within the calendar year is made from the committee's non-federal account(s), together with the date, amount and purpose of such disbursement.

You should amend this report to fully disclose the corporate in-kind contributions by your non-federal account(s)

A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 694-1130.

Sincerely,



Andrea Wilkens  
Reports Analyst  
Reports Analysis Division

## SCHEDULE B

## ITEMIZED DISBURSEMENTS

Page 1 of 3

FOR LINE NUMBER  
21B

## Other Federal Operating Expenditures

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions from such committee.

## NAME OF COMMITTEE

National Republican Congressional Committee

A. Name, Mailing Address and ZIP Code J.W. ELLIS COMPANY 8430 22ND ST., NORTH ARLINGTON, VA 22205	Purpose of Disbursement Adjunct Staff Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-15-99	Amount This Period \$1,875.00
B. Name, Mailing Address and ZIP Code JOHN M. FELIZ 1840 WESTMINSTER COURT CARMICHAEL, CA 95806	Purpose of Disbursement Adjunct Staff Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-15-99	Amount This Period \$999.90
C. Name, Mailing Address and ZIP Code MOORE INFORMATION 10200 S.W. EASTRIDGE STREET SUITE 210 PORTLAND, OR 97225	Purpose of Disbursement Survey Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$5,700.00
D. Name, Mailing Address and ZIP Code MOORE INFORMATION 10200 S.W. EASTRIDGE STREET SUITE 210 PORTLAND, OR 97225	Purpose of Disbursement Survey Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$3,400.00
E. Name, Mailing Address and ZIP Code NATIONAL REPUBLICAN CONGRESSIONAL COMM - NON-FED 320 FIRST STREET, SE WASHINGTON, DC 20003	Purpose of Disbursement Trf From Fed Exp To TRUST ALLOCATION CORRECTION Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$96,250.00
F. Name, Mailing Address and ZIP Code PUBLIC OPINION STRATEGIES 277 SOUTH WASHINGTON ST. SUITE 320 ALEXANDRIA, VA 22314	Purpose of Disbursement Survey Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$6,500.00
G. Name, Mailing Address and ZIP Code PUBLIC OPINION STRATEGIES 277 SOUTH WASHINGTON ST. SUITE 320 ALEXANDRIA, VA 22314	Purpose of Disbursement Survey Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$14,500.00
H. Name, Mailing Address and ZIP Code PUBLIC OPINION STRATEGIES 277 SOUTH WASHINGTON ST. SUITE 320 ALEXANDRIA, VA 22314	Purpose of Disbursement Survey Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$5,750.00
I. Name, Mailing Address and ZIP Code PUBLIC OPINION STRATEGIES 277 SOUTH WASHINGTON ST. SUITE 320 ALEXANDRIA, VA 22314	Purpose of Disbursement Survey Disbursement for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other	Date 11-30-99	Amount This Period \$6,000.00
SUBTOTAL of Disbursements This Page			\$140,974.90

TOTAL This Period

## SCHEDULE E

## ITEMIZED INDEPENDENT EXPENDITURES

Page 1 of 2 Pages

National Republican Congressional Committee				
Full Name, Mailing Address & Zip Code	Purpose of Expenditure	Date	Amount	Name of Federal Candidate
WESTERN PACIFIC RESEARCH 4100 TRUXTUN AVENUE SUITE 210 BAKERSFIELD, CA 93309	Adjunct Staff	11-03-99	\$20,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTUN AVENUE SUITE 210 BAKERSFIELD, CA 93309	Adjunct Staff	11-04-99	\$20,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTUN AVENUE SUITE 210 BAKERSFIELD, CA 93309	Postage	11-04-99	\$87.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTUN AVENUE SUITE 210 BAKERSFIELD, CA 93309	Adjunct Staff	11-05-99	\$180,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTUN AVENUE SUITE 210 BAKERSFIELD, CA 93309	Supplies	11-05-99	\$9,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTUN AVENUE SUITE 210 BAKERSFIELD, CA 93309	PRODUCTION	11-05-99	\$72,703.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
(a) SUBTOTAL of Itemized Independent Expenditures .....			\$ 311,800.00	
(b) SUBTOTAL of Unitemized Independent Expenditures .....			\$ .00	
(c) TOTAL Independent Expenditures .....				

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or republication in whole or in part of any campaign materials prepared by the candidate, the campaign committee, or their agent.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

My Commission Expires: \_\_\_\_\_

NOTARY PUBLIC

Signature \_\_\_\_\_

Date \_\_\_\_\_

## SCHEDULE E

## ITEMIZED INDEPENDENT EXPENDITURES

Page 2 of 2 Pages

National Republican Congressional Committee				
Full Name, Mailing Address & Zip Code	Purpose of Expenditure	Date	Amount	Name of Federal Candidate
WESTERN PACIFIC RESEARCH 4100 TRUXTON AVENUE SUITE 210 BAKERSFIELD, CA 93309	EQUIPMENT	11-05-99	\$18,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTON AVENUE SUITE 210 BAKERSFIELD, CA 93309	CATERING COSTS	11-05-99	\$50,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTON AVENUE SUITE 210 BAKERSFIELD, CA 93309	DATA PROCESSING	11-05-99	\$15,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTON AVENUE SUITE 210 BAKERSFIELD, CA 93309	Phone Banks	11-05-99	\$84,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH 4100 TRUXTON AVENUE SUITE 210 BAKERSFIELD, CA 93309	Phone Banks	11-12-99	\$50,000.00	ELIA PIROZZI House of Representatives <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
WESTERN PACIFIC RESEARCH, INC 4100 TRUXTON AVENUE, SUITE 210 BAKERSFIELD, CA 93309	Adjunct Staff	11-02-99	\$20,000.00	ELIA PIROZZI House of Representatives CA-42 <input checked="" type="checkbox"/> Support <input type="checkbox"/> Oppose
(a) SUBTOTAL of Itemized Independent Expenditures .....			\$	
(b) SUBTOTAL of Unitemized Independent Expenditures .....			\$	
(c) TOTAL Independent Expenditures .....			\$	548,800.00

Under penalty of perjury I certify that the independent expenditures reported herein were not made in cooperation, consultation, concert with, or at the request or suggestion of any candidate or any authorized committee or agent of such candidate or authorized committee. Furthermore, these expenditures did not involve the financing of dissemination, distribution, or publication in whole or in part of any campaign materials prepared by the candidate, his campaign committee, or their agent.

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

My Commission Expires: \_\_\_\_\_

NOTARY PUBLIC

Signature \_\_\_\_\_

Date \_\_\_\_\_

### "Disbursement" of In-Kind Donation (H4)

Like *in-kind* contributions, in-kind donations must be reported as both receipts and disbursements so as not to inflate the cash-on-hand balance. (The disbursement side reflects the use or "expenditure" of the resources.) Schedule H4 is used for the disbursement entry, which shows the \$5,000 in-kind donation as a 100 percent nonfederal disbursement. The donor's name and address is disclosed in the box generally used for payees.

### Transfer from Federal Account (H4)

The second entry on Schedule H4 shows the contemporaneous transfer of \$2,500 (the federal share of the donation) from the federal account to the nonfederal account. The explanation of the transfer is described in the "Purpose" box, with a reference to the previous entry.

## Alternative Reporting Method

To minimize entries and avoid duplication, a committee may use alternative methods to report transactions relating to in-kind donations.

The committee may use one entry on Schedule H3 to show the receipt of all in-kind donations made within the same reporting period for a particular fundraising program or event (or administrative activity).

The committee may also use one entry on Schedule H4 to show total federal payments (transfers) made on the same day for the federal share of in-kind donations.

### Example

A committee receives two in-kind donations from prohibited sources for a mixed federal/nonfederal fundraising event, "July Fundraiser":

- Invitations donated by XYZ Printers, Inc. (value: \$3,000) received on July 1; and
- Balloons donated by ABC Balloons, Inc. (value: \$1,000) received on July 15.

The fundraising ratio for "July Fundraiser" is 50 percent federal, 50 percent nonfederal. The federal account transfers its \$2,000 share of the two donations on July 1.

## DISBURSEMENT OF IN-KIND DONATION; FEDERAL TRANSFER (H4)

DISBURSEMENT SCHEDULE H4 Effective 1/1/91		JOINT FEDERAL/NON-FEDERAL ACTIVITY SCHEDULE		PAGE 3 OF 1 FOR LINE 214	
NAME OF DONOR/TRANSFEROR State Party Committee					
A. FULL NAME, MAILING ADDRESS & ZIP CODE Flowers by Feder, Inc. 300 Main Highway City, State ZIP		PURPOSE/REASON Flowers for Chairman's Gala	DATE 10/1/98	TOTAL AMOUNT \$5,000.00 in-kind	FEDERAL SHARE 0
B. FULL NAME, MAILING ADDRESS & ZIP CODE State Party Committee/ Nonfederal Account 445 Democracy Blvd. City, State ZIP		PURPOSE/REASON Transfer of federal share (see above)	DATE 10/1/98	TOTAL AMOUNT \$2,500.00	FEDERAL SHARE \$2,500.00
C. CHECK ONE: <input type="checkbox"/> FEDERAL/ACTIVITY/OTHER SHARE <input checked="" type="checkbox"/> NON-FEDERAL/ACTIVITY/OTHER SHARE		D. CHECK ONE: <input type="checkbox"/> FUNDRAISING <input type="checkbox"/> EXPENSE <input type="checkbox"/> OTHER			
E. FULL NAME, MAILING ADDRESS & ZIP CODE State Party Committee/ Nonfederal Account 445 Democracy Blvd. City, State ZIP		F. FULL NAME, MAILING ADDRESS & ZIP CODE State Party Committee/ Nonfederal Account 445 Democracy Blvd. City, State ZIP			

The first entry shows the "disbursement" of the \$5,000 in-kind donation by the nonfederal account. The second entry shows the federal account's transfer of its share of the donation (50 percent or \$2,500) to the nonfederal account.

### Schedule H3—Receipt of In-Kind Donations

The committee uses one entry on Schedule H3 to show the total in-kind donations for "July Fundraiser" received during the reporting period. The "date of receipt" shows the period during which the committee received the contributions. The "July Fundraiser" entry cross references the Schedule H4 entries showing the "disbursement" of the donations and the identity of the contributors.

## RECEIPT OF IN-KIND DONATIONS (H3)

NAME OF ACCOUNT Nonfederal Account		DATE OF RECEIPT 7/1-7/15/98		TOTAL AMOUNT \$4,000.00	
		DESCRIPTION OF TRANSFER RECEIVED			
		ADMINISTRATIVE/OTHER	OTHER FUNDRAISING	EXPENSE	ACTIVITY/OTHER
		DATE	AMOUNT	DATE	AMOUNT
1. Total Administrative/Other Only					
2. Other Fundraising (See Form H4 for Details)					
a. DUES/FEES/CONTRIBUTIONS					
b. \$300 Inv. P. 1, \$1000 A. and B.					
c.					
d.					

The \$4,000 in-kind transfer represents a \$3,000 donation received on July 1 and a \$1,000 donation received on July 15. The entry notes the Schedule H4 entries where information on the donations is available.



#### Schedule H4—"Disbursement" of Donations; Federal Transfer

Schedule H4 shows the "disbursement" of the two in-kind donations by the nonfederal account, each entry identifying the donor and the dates the donations were received.

The third entry shows the federal account's payment for its 50 percent share of the two donations and the date of the transfer to the nonfederal account. The entry refers to the previous two entries to show the transfer relates to those transactions.

#### "Escrow" Transfer

Advance transfers from the federal account to the nonfederal account to pay the federal share of anticipated in-kind donations are reported on Schedule H3. If known, the particular activity (fundraising program/event or administrative) to which the transfer applies should be noted. If the corresponding in-kind donations are received in a later reporting period, it is understood that the Schedule H3 entry will not be able to list the related Schedule H4 donor entries (showing the nonfederal "disbursement" of the donations).

## DISBURSEMENT OF IN-KIND DONATIONS; FEDERAL TRANSFER (H4)

DISBURSEMENT SCHEDULE H4 Effective 1/1/94		JOINT FEDERAL/NON-FEDERAL ACTIVITY SCHEDULE		PAGE 1 OF 1 FOR LINE 216	
NAME OF COMMITTEE State Party Committee					
A. FULL NAME, MAILING ADDRESS & ZIP CODE XYZ Printing Incorporated 9180 Pine Street City, State ZIP	PURPOSE/EVENT Invitations for July Fundraiser	DATE 7/1/98	TOTAL AMOUNT \$3,000.00 in-kind	FEDERAL SHARE 0	NON-FEDERAL SHARE \$3,000.00
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/OTHER DUES <input type="checkbox"/> FUNDRAISING <input type="checkbox"/> ELECTION ELECT YEAR-TO-DATE: \$15,000.00 <input type="checkbox"/> DIRECT CANDIDATE SUPPORT					
B. FULL NAME, MAILING ADDRESS & ZIP CODE Ballouard Inc. 287 Oak Street City, State ZIP	PURPOSE/EVENT Ballouard for July Fundraiser	DATE 7/18/98	TOTAL AMOUNT \$1,000.00 in-kind	FEDERAL SHARE 0	NON-FEDERAL SHARE \$1,000.00
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/OTHER DUES <input type="checkbox"/> FUNDRAISING <input type="checkbox"/> ELECTION ELECT YEAR-TO-DATE: \$15,000.00 <input type="checkbox"/> DIRECT CANDIDATE SUPPORT					
C. FULL NAME, MAILING ADDRESS & ZIP CODE State Party Committee/ Nonfederal Account 445 Democracy Blvd. City, State ZIP	PURPOSE/EVENT transfer of federal share (see A and B above)	DATE 7/1/98	TOTAL AMOUNT \$2,000.00	FEDERAL SHARE \$2,000.00	NON-FEDERAL SHARE 0
CATEGORY: <input type="checkbox"/> ADMINISTRATIVE/OTHER DUES <input type="checkbox"/> FUNDRAISING <input type="checkbox"/> ELECTION ELECT YEAR-TO-DATE: \$ <input type="checkbox"/> DIRECT CANDIDATE SUPPORT					

The first two entries on this schedule provide information on the in-kind donations received and "disbursed" by the nonfederal account. The third entry shows that the federal account's 50 percent share of the donations was transferred to the nonfederal account on July 1. The entry cross references the related entries.

